

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TONY MUTSCHLER,

Plaintiff

v.

SEAN DOWNS,

Defendant

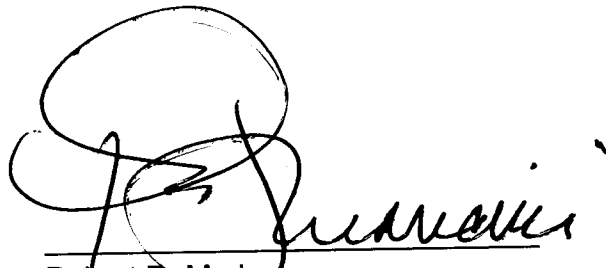
Civil No. 3:15-cv-2015

(Judge Mariani)

**ORDER**

**AND NOW**, this 6<sup>th</sup> day of August, 2018, upon consideration of Defendant's motion (Doc. 71) for summary judgment, and in accordance with the Court's Memorandum of the same date, **IT IS HEREBY ORDERED THAT:**

1. The motion (Doc. 71) for summary judgment is **GRANTED**.
2. The Clerk of Court is directed to **ENTER** judgment in favor of Defendant Sean Downs and against Plaintiff.
3. The Clerk of Court is further directed to **CLOSE** this case.
4. Any appeal from this Order is **DEEMED** frivolous and not in good faith. See 28 U.S.C. § 1915(a)(3).



Robert D. Mariani  
United States District Judge